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2641

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Granger *et al.*

Serial No.: 09/642,453

Group Art Unit: 2641

Filed: August 18, 2000

Examiner: To be assigned

For: SYSTEM AND METHOD FOR PROVIDING
INTERNET BASED PHONE
CONFERENCES USING MULTIPLE
CODECS

Attorney Docket No.:
10053-137-999

RECEIVED

MAY 29 2001

COMMUNICATION

Technology Center 2600

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicants submit herewith an executed Power of Attorney by Assignee, with a copy of the Assignment signed by all inventors, in connection with the above captioned patent application.

Applicants believe that no fee is due with this submission. However, if it is determined that a fee is due, please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150 (order no.10053-137-999). A copy of this sheet is enclosed.

Respectfully submitted,

Dated: May 21, 2001



Gary S. Williams

31.066

(Reg. No.)

For: Francis E. Morris (Reg. No. 24,615)
PENNIE & EDMONDS LLP
3300 Hillview Avenue
Palo Alto, California 94304
(650) 493-4935

Enclosures



POWER OF ATTORNEY BY ASSIGNEE
AND CERTIFICATE UNDER 37 CFR 3.73(b)

RECEIVED

MAY 29 2001

Technology Center 2600

Commissioner of Patents:

The undersigned assignee of the entire interest in application for letters patent entitled : SYSTEM AND METHOD FOR PROVIDING INTERNET BASED PHONE CONFERENCES USING MULTIPLE CODECS, which may be identified as U.S. Patent Application Serial No. 09/642,453, filed August 18, 2000 and having the named inventors: KYLE GRANGER; EDWARD A. LERNER; JAMES E.G. MORRIS; JONATHAN B. BLOSSOM; and MARTIN HUNT; hereby appoints the following attorneys to transact all business in the Patent Office connected therewith: S. Leslie Misrock (Reg. No. 18872), Berj A. Terzian (Reg. No. 20060), David Weild, III (Reg. No. 21094), Jonathan A. Marshall (Reg. No. 24614), Barry D. Rein (Reg. No. 22411), Stanton T. Lawrence, III (Reg. No. 25736), Charles E. McKenney (Reg. No. 22795), Philip T. Shannon (Reg. No. 24278), Francis E. Morris (Reg. No. 24615), Charles E. Miller (Reg. No. 24576), Gidon D. Stern (Reg. No. 27469), John J. Lauter, Jr. (Reg. No. 27814), Brian M. Poissant (Reg. No. 28462), Brian D. Coggio (Reg. No. 27624), Rory J. Radding (Reg. No. 28749), Stephen J. Harbulak (Reg. No. 29166), Donald J. Goodell (Reg. No. 19766), James N. Palik (Reg. No. 25510), Thomas E. Fribel (Reg. No. 29258), Laura A. Coruzzi (Reg. No. 30742), Jennifer Gordon (Reg. No. 30753), Geraldine F. Baldwin (Reg. No. 31232), Victor N. Balancia (Reg. No. 31231), Samuel B. Abrams (Reg. No. 30605), Steven I. Wallach (Reg. No. 35402), Marcia H. Sundeen (Reg. No. 30893), Paul J. Zegger (Reg. No. 33821), Edmond R. Bannon (Reg. No. 32110), Bruce J. Barker (Reg. No. 33291), Adriane M. Antler (Reg. No. 32605), Thomas G. Rowan (Reg. No. 34419), James G. Markey (Reg. No. 31636), Thomas D. Kohler (Reg. No. 32797), Scott D. Stimpson (Reg. No. 33607), Gary S. Williams (Reg. No. 31066), Ann L. Gisolfi (Reg. No. 31956), Todd A. Wagner (Reg. No. 35399), Scott B. Familiant (Reg. No. 35514), Kelly D. Talcott (Reg. No. 39582), Francis D. Cerrito (Reg. No. 38100), Anthony M. Insogna (Reg. No. 35203), Brian M. Rothery (Reg. No. 35340), Brian D. Siff (Reg. No. 35679), Alan Tenenbaum (Reg. No. 34939), Michael J. Lyons (Reg. No. 37,386), Garland T. Stephens (Reg. No. 37,242) and William J. Sipio (Reg. No. 34,514), all of Pennie & Edmonds LLP, whose addresses are 1155 Avenue of the Americas, New York, New York 10036, 1667 K Street N.W., Washington, DC 20006 and 3300 Hillview Avenue, Palo Alto, CA 94304, all of Pennie & Edmonds LLP (PTO Customer No. 24341), as its attorneys to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, said appointment to be to the exclusion of the inventors and their attorney(s) in accordance with the provisions of 37 C.F.R. 3.71, provided that, if any one of these attorneys ceases being affiliated with the law firm of Pennie & Edmonds LLP as partner, counsel, or employee, then the appointment of that attorney and all powers derived therefrom shall terminate on the date such attorney ceases being so affiliated.

In accordance with 37 CFR 3.73 the assignee hereby certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of an Assignment from the inventors. Said assignment being filed in the Patent and Trademark Office with application. The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified below.

The undersigned hereby declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Direct all telephone calls to Frank E. Morris at (650) 493-4935.

Address all correspondence to:

PENNIE & EDMONDS LLP
3300 Hillview Avenue
Palo Alto, California 94111

MULTITUDE, Inc.

By: Lenny AlugasTitle: President and SecretaryAddress: 5000 Shoreline Court, Suite 200
South San Francisco, CA 94080Date: 4/5/01Signature: Lenny AlugasFile No. 10053-137-999

COPY

JOINT

ASSIGNMENT

WHEREAS, WE, KYLE GRANGER; EDWARD A. LERNER; JAMES E.G. MORRIS; JONATHAN B. BLOSSOM; and MARTIN HUNT, ASSIGNORS, citizens of the United States; the United States; the United Kingdom, the United States; and the United States, respectively, residing at 391 29th Street, San Francisco, CA 94131; 2833 Union Street, San Francisco, CA 94123; 1136 Lincoln Court, San Jose, CA 95125; 87 Caselli Avenue, San Francisco, CA 94114; and 12932 103rd Place NE, Kirkland, WA 98034, respectively, are the inventors of the invention in **SYSTEM AND METHOD FOR PROVIDING INTERNET BASED PHONE CONFERENCES USING MULTIPLE CODECS** for which we have executed an application for a Patent of the United States

- which is identified by Pennie & Edmonds LLP docket no. 10053-137-999
- which was filed on August 18, 2000, Application No. 09/642,453

and WHEREAS, Multitude, Inc., 5000 Shoreline Court, Suite 200, South San Francisco, 94080, ASSIGNEE is desirous of obtaining our entire right, title and interest in, to and under the said invention and the said application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to us in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, we, the said ASSIGNORS, have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, our entire right, title and interest in, to and under the said invention, and the said United States application and all divisions, renewals and continuations thereof, and all Patents of the United States which may be granted thereon and all reissues and extensions thereof; and all applications for industrial property protection, including, without limitation, all applications for patents, utility models, and designs which may hereafter be filed for said invention in any country or countries foreign to the United States, together with the right to file such applications and the right to claim for the same the priority rights derived from said United States application under the Patent Laws of the United States, the International Convention for the Protection of Industrial Property, or any other international agreement or the domestic laws of the country in which any such application is filed, as may be applicable; and all forms of industrial property protection, including, without limitation, patents, utility models, inventors' certificates and designs which may be granted for said invention in any country or countries foreign to the United States and all extensions, renewals and reissues thereof;

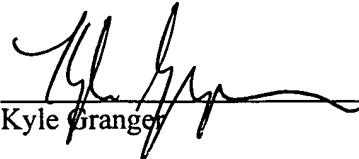
AND WE HEREBY authorize and request the Commissioner of Patents and Trademarks of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents or other evidence or forms of industrial property protection on applications as aforesaid, to issue the same to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant and agree that we have full right to convey the entire interest herein assigned, and that we have not executed, and will not execute, any agreement in conflict herewith.

AND WE HEREBY further covenant and agree that we will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to us respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing, reissue and foreign applications, make all rightful oaths, and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper protection for said invention in all countries.

IN TESTIMONY WHEREOF, We hereunto set our hands and seals the day and year set opposite our respective signatures.

Date April 11, 2001



Kyle Granger

L.S.

Date _____, 2001

Edward A. Lerner

L.S.

Date _____, 2001

James E.G. Morris

L.S.

Date _____, 2001

Jonathan B. Blossom

L.S.

Date _____, 2001

Martin Hunt

L.S.

COPY

ASSIGNMENT JOINT

WHEREAS, WE, KYLE GRANGER; EDWARD A. LERNER; JAMES E.G. MORRIS; JONATHAN B. BLOSSOM; and MARTIN HUNT, ASSIGNORS, citizens of the United States; the United States; the United Kingdom, the United States; and the United States, respectively, residing at 391 29th Street, San Francisco, CA 94131; 2833 Union Street, San Francisco, CA 94123; 1136 Lincoln Court, San Jose, CA 95125; 87 Caselli Avenue, San Francisco, CA 94114; and 12932 103rd Place NE, Kirkland, WA 98034, respectively, are the inventors of the invention in **SYSTEM AND METHOD FOR PROVIDING INTERNET BASED PHONE CONFERENCES USING MULTIPLE CODECS** for which we have executed an application for a Patent of the United States

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AND WE HEREBY authorize and request the Commissioner of Patents and Trademarks of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents or other evidence or forms of industrial property protection on applications as aforesaid, to issue the same to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant and agree that we have full right to convey the entire interest herein assigned, and that we have not executed, and will not execute, any agreement in conflict herewith.

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IN TESTIMONY WHEREOF, We hereunto set our hands and seals the day and year set opposite our respective signatures.

Date May 18, 2001 Kyle Granger L.S.

Date May 18, 2001 Edward A. Lerner L.S.

Date May 18, 2001 James E.G. Morris L.S.

Date May 18, 2001 Jonathan B. Blossom L.S.

Date May 18, 2001 Martin Hunt L.S.

ASSIGNMENT

COPY

JOINT

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IN TESTIMONY WHEREOF, We hereunto set our hands and seals the day and year set opposite our respective signatures.

Date _____, 2001 _____ L.S.

Kyle Granger

Date _____, 2001 L.S.
Edward A. Lerner

Date 4/9/01, 2001 4/9/01 L.S.
James E.G. Morris

Date _____, 2001 **Martin Hunt** L.S.

COPY JOINT
ASSIGNMENT

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IN TESTIMONY WHEREOF, We hereunto set our hands and seals the day and year set opposite our respective signatures.

Date _____, 2001 _____ L.S.
James E.G. Morris

Date 6 April, 2001 Jonathan Blossom L.S.
Jonathan B. Blossom

COPY
JOINT

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Date _____, 2001 Edward A. Lerner L.S.

Date _____, 2001 L.S.
James E.G. Morris

Date _____, 2001 **Jonathan B. Blossom** L.S.

Date 11 April, 2001 Martin Hunt L.S.
Martin Hunt